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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Barros, Mark et al.

EXAMINER: Nguyen, Tam

RECEIVED

SERIAL NO: 09/769,938

GROUP: 2172

NOV 21 2003

FILED: 1/26/01

CASE NO:

PT033987

ENTITLED: COMMUNICATION DEVICE SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR SORTING DATA BASED ON PROXIMITY

Motorola, Inc.
 Personal Communications Sector
 600 North U.S. Highway 45
 Libertyville, IL 60048

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)

950.00 DA

01 FC:1253

Commissioner for Patents
Alexandria, VA 22313-1450

12/09/2003 MEREDIT 00000005 502117 09769938

Dear Sir:

1. Applicant hereby petitions pursuant to 37 C.F.R. §1.136(a) for a three month extension of time for response to the outstanding Official Action mailed 05/23/03. The period for response was previously set to elapse 8/23/03, and is accordingly hereby extended to 11/23/03 which is still within the six-month statutory period for response (35 U.S.C. § 133) which elapses 11/23/03.

2. The reason for this petition is as follows:

<input checked="" type="checkbox"/> A response to the outstanding Official Action is being filed herewith;
It is expected that a response to the outstanding Official Action will be filed within the extended period for response;
A Notice of Appeal to the Board of Appeals (37 CFR § 1.191) is being filed herewith;
It is expected that a Notice of Appeal to the Board of Appeals (37 CFR § 1.191) will be filed within the extended period for response.
A Division, Continuation, or Continuation-in-part is being filed, and it is desired to maintain the present application in pending condition pursuant to 35 USC § 120 through at least the filing date of the Division, Continuation, or Continuation-in-part application.

3. The required fee as established by 37 CFR § 1.17(a), (b), (c) or (d) pursuant to 35 U.S.C. § 41(a) (8)

is:

	RATE	Fee
First Month	\$110.00	
Second Month	\$420.00	
X Third Month	\$950.00	\$950.00
Fourth Month	\$1,480.00	

The above fee is to be charged to our Deposit Account No. 50-2117. Please charge any additional fees or credit overpayment to Deposit Account No. 50-2117.

Respectfully submitted,

I hereby certify that this correspondence
is being facsimile transmitted to:
United States Patent and Trademark Office

Commissioner for Patents,
Alexandria, VA on:

By: M - L 11/21/03
 Matthew C. Lopnow
 Attorney of Record
 Registration No. 45,314
 MOTOROLA, INC.
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